

Peter G. McAllen (State Bar No. 107416)  
JONES DAY  
555 S. Flower St., 50th Floor  
Los Angeles, CA 90071  
Telephone: (213) 489-3939  
Facsimile: (213) 243-2539  
E-mail: pmcallen@jonesday.com

Tobias S. Keller (State Bar No. 151445)  
JONES DAY  
555 California Street, 26th Floor  
San Francisco, CA 94104-1500  
Telephone: (415) 626-3939  
Facsimile: (415) 875-5700  
E-mail: tkeller@jonesday.com

Attorneys for Plaintiff  
PUBLIC UTILITY DISTRICT NO. 2 OF GRANT  
COUNTY, WASHINGTON

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

PUBLIC UTILITY DISTRICT NO. 2 OF  
GRANT COUNTY, WASHINGTON

Plaintiff.

vs.

PACIFIC GAS AND ELECTRIC COMPANY

Defendant.

Case No. C 07-03243 JSW

Chapter 11 Case

Bankr. Case No. 01-30923 DM

**DECLARATION OF PETER G.  
MCALLEN IN SUPPORT OF  
MOTION OF PUBLIC UTILITY  
DISTRICT NO. 2 OF GRANT  
COUNTY WASHINGTON TO  
STRIKE NOTICE OF DECEMBER 4  
ORDER BY JUDGE WENDELL  
MORTIMER, JR. OF THE LOS  
ANGELES COUNTY SUPERIOR  
COURT**

**DECLARATION OF PETER G. McALLEN**

I, Peter G. McAllen, do hereby declare,

1. I am a member in good standing of the State Bar of California and am admitted to practice before all courts of the State. I am a partner at Jones Day, attorneys of record for Plaintiff Public Utility District No. 2 of Grant County, Washington (“Grant County”) in the above-entitled chapter 11 case. I submit this Declaration in support of Grant County’s Motion to Strike Notice of December 4 Order by Judge Wendell Mortimer, Jr. of the Los Angeles Superior Court (the “Motion”). I have personal and first-hand knowledge of the facts set forth in this Declaration and, if called as a witness, I could and would testify competently thereto.

2. A copy of the September 27, 2007 notice of the order dismissing Grant County from the breach of contract action captioned *PG&E et al. v. Arizona Elec. Power Cooperative, Inc. et al.*, Case No. BC 369141, Los Angeles County Superior Court (the “Los Angeles Action”) is attached hereto as Exhibit A.

3. An excerpt from the Plaintiffs’ Memorandum in Opposition to Defendants’ Demurrers, filed in the Los Angeles Action, is attached hereto as Exhibit B.

Executed this 20th day of December, 2007 in Los Angeles, California.

/s/ Peter G. McAllen

Peter G. McAllen